

AMENDED

ASSIGNED

Nº 31249

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office MAR 28 1977

Returned to applicant for correction APR 27 1977

Corrected application filed MAY 9 1977

Map filed March 28, 1977

The applicant Leroy and Mary Gean Etchegaray, c/o Boyack Surveying, Inc.
582½ West Cedar, of Elko,
Street and No. or P.O. Box No. City or Town
Nevada 89801, hereby make application for permission to appropriate the public
State and Zip Code No.
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground Well
Name of stream, lake or other source.
2. The amount of water applied for is 0.5 second-feet
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet _____ acre-feet
3. The water to be used for Stockwater
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
 - (a) Irrigation (state number of acres to be irrigated) _____
 - (b) Stockwater (state number and kinds of animals to be watered) 800 cattle
 - (c) Other use (describe fully under "No. 12. Remarks") _____
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____
5. The water is to be diverted from its source at the following point: SW¼SW¼ Section 5, T.22N.,
R.54E., MDM from which the S¼ corner of said Section 5 bears S. 86°
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
16' 48" E., 2513.57 feet.
it should be stated.
6. Place of use SW¼SW¼ Section 5, T.22N., R.54E., MDM
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about January 1 and end about December 31, of each year.
Day and Month Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) 1500' of buried 1½" plastic pipe
to three 750 gal. metal troughs.
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$6,000.....
10. Estimated time required to construct works.....1 yr.....
11. Estimated time required to complete the application to beneficial use.....2 yrs.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant Leroy and Mary Gean Etchegaray

By s/ Alan S. Boyack
Alan S. Boyack
582½ West Cedar St/
Elko, Nevada 89801

Compared lp/ga dc/ga

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

The total combined amount of water granted under this permit and Permit 31563 is limited to what the well covered under the two permits is capable of producing. If certificates of appropriation are issued under this permit and Permit 31563, the total combined amount of appropriation granted in said certificates shall not exceed what the well covered under the two permits is capable of producing.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.025 cubic feet per second, or sufficient water to water 800 head of cattle.

Actual construction work shall begin on or before April 26, 1978

Proof of commencement of work shall be filed before May 26, 1978

Work must be prosecuted with reasonable diligence and be completed on or before April 26, 1979

Proof of completion of work shall be filed before May 26, 1979

Application of water to beneficial use shall be made on or before April 26, 1980

Proof of the application of water to beneficial use shall be filed on or before May 26, 1980

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed MAY 4 1978
 Completion of work filed MAY 11 1979
 Proof of beneficial use filed MAY 21 1980
 Cultural map filed.....
 Certificate No. 10356 Issued SEP 24 1982
 Recorded Bk. Page.....
 County Recorder

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 26th day of October

A.D. 19 77

State Engineer